

Exhibit 4

Brent Irby

From: Brent Irby
Sent: Monday, August 31, 2015 4:19 PM
To: Joe Patane
Cc: Eric Hoaglund
Subject: CRT
Attachments: Declaration of R. Brent Irby.pdf

Joe---hope all is well. Following up on our talk last week, attached is my revised affidavit for the Fee/Expense Petition. I think I have the charts in the correct order. Please let me know if you need anything else from us. Thanks

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12
13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**

16 **IN RE: CATHODE RAY TUBE (CRT)**
17 **ANTITRUST LITIGATION**

Case No. 3:07-cv-5944
MDL No. 1917

18 **CLASS ACTION**

19 This Document Relates to:
20 All Indirect Purchaser Actions

**DECLARATION OF R. BRENT IRBY IN
SUPPORT OF PLAINTIFFS' APPLICATION
FOR ATTORNEYS' FEES, EXPENSES AND
INCENTIVE AWARDS**

Judge: Honorable Samuel Conti
Courtroom One, 17th Floor

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**DECLARATION OF R. BRENT IRBY IN SUPPORT OF PLAINTIFFS'
APPLICATION FOR ATTORNEYS' FEES, EXPENSES AND INCENTIVE AWARDS**

Case No. 3:07-cv-5944, MDL No. 1917

1 I, R. Brent Irby, declare as follows:

2 1. I am an attorney licensed to practice before the courts of Tennessee, Alabama and
3 Georgia, and a Partner and Shareholder in the law firm McCallum, Hoaglund, Cook & Irby, LLP.
4 I have personal knowledge of the facts stated in this declaration and, if called as a witness, I could
5 and would testify competently to them. I make this declaration in support of my firm's request for
6 attorneys' fees and reimbursement of litigation expenses, as set forth in Plaintiffs' Application for
7 Attorneys' Fees, Expenses and Incentive Awards.

8 2. My firm is counsel of record in this case, and represents named Plaintiff(s) Albert
9 "Sid" Crigler. A brief description of my firm is attached as Exhibit 1 and incorporated herein by
10 reference.

11 3. Throughout the course of this litigation, my firm kept files contemporaneously
12 documenting all time spent, including tasks performed, and expenses incurred, and transmitted
13 those reports on a regular basis to Lead Counsel. All of the time and expenses reported by my firm
14 were incurred for the benefit of the Indirect Purchaser Plaintiffs ("IPPs").

15 4. During the course of this litigation, my firm has been involved in the following
16 tasks and activities on behalf of the IPPs. All of this work was assigned and/or approved by Lead
17 Counsel:

18 a. multiple meetings, emails, phone calls, and dealings with Indirect
19 Purchaser/Tennessee client, Sid Crigler, throughout the course of the litigation to address, among
20 other matters, client questionnaires, Mr. Crigler's transactions, document production, interrogatory
21 responses, case status updates, deposition scheduling, information needed from lead counsel,
22 pleadings involving Mr. Crigler, and other matters pertinent to the litigation.

23 b. conference calls, email communications, research, drafting, and reviews
24 with respect to portions of Plaintiffs' Opposition to Defendants' Motions to Dismiss that were
25 assigned to our firm.

26 c. cursory review of pleadings, filings, and Orders pertinent to the Indirect
27 Purchaser litigation, and more substantive review of filings, pleadings, and Orders involving Sid

1 Crigler in his role as class representative of the Tennessee Indirect Purchaser class, including
2 operative Complaints and class certification submissions.

3 d. gathering, drafting, and securing accuracy and verification of Sid Crigler's
4 responses and production (and supplements thereto) to the various discovery items served on him
5 by Defendants throughout the course of this litigation.

6 e. arranging and assistance in preparing and defending the deposition of
7 Tennessee Indirect Purchaser class representative Sid Crigler, including deposition preparation
8 sessions and items/information needed following his deposition.

9 f. arranging, drafting and providing deposition summaries of four (4) Hitachi
10 depositions assigned to our firm, all of which were multi-volume.

11 g. periodically contributing requested assessments to the CRT litigation fund
12 established for the common benefit of the class.

13 h. attending meetings or conference calls with lead counsel regarding litigation
14 or trial strategy.

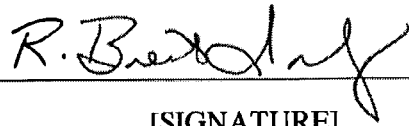
15 5. The schedule attached as Exhibit 2, and incorporated herein, is a detailed summary
16 of the amount of time spent by my firm's partners, attorneys and professional support staff who
17 were involved in this litigation. It does not include any time devoted to preparing this declaration
18 or otherwise pertaining to the Joint Fee Petition. The lodestar calculation is based on my firm's
19 historical billing rates in effect at the time services were performed. Exhibit 2 was prepared from
20 contemporaneous time records regularly prepared and maintained by my firm. Those records have
21 been provided to Lead Counsel and I authorize them to be submitted for inspection by the Court if
22 necessary. The hourly rates for my firm's partners, attorneys and professional support staff
23 included in Exhibit 2 were at the time the work was performed the usual and customary hourly
24 rates charged for their services in similar complex litigation.

1 6. The total number of hours reasonably expended on this litigation by my firm from
2 inception to May 31, 2015 is 400.4 hours. The total lodestar for my firm at historical rates is
3 \$157,145.00. The total lodestar for my firm at current rates is \$199,025.00. Expense items are
4 billed separately and are not duplicated in my firm's lodestar.

5 7. The expenses my firm incurred in litigating this action are reflected in the books
6 and records of my firm. These books and records are prepared from expense vouchers, invoices,
7 receipts, check records and other source materials and accurately reflect the expenses incurred.
8 My firm's expense records are available for inspection by the Court if necessary.

9 8. My firm incurred a total of \$17,475.41 in unreimbursed expenses, all of which were
10 reasonable and necessary for the prosecution of this litigation. Of this amount, \$10,000.00 was for
11 assessment payments for common litigation expenses or direct payments to experts or other
12 vendors made at the request of Lead Counsel, and an additional \$7,475.41 was for non-common
13 litigation expenses incurred by my firm, such as travel, meals and lodging, copying, legal research,
14 telephone, etc. A summary of those expenses by category is attached as Exhibit 3.

15 I declare under penalty of perjury that the foregoing is true and correct. Executed this 20th
16 day of August, 2015, in Vestavia Hills, Alabama.

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Firm Name	McCallum, Hoaglund, Cook & Irby, LLP
Reporting Year	2011

[illegible]

[illegible]

[illegible]

Firm Name		McCallum, Hoaglund, Cook & Irby, LLP													
Reporting Year		2014													
Name/Status	Hourly Rate	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
R. Brent Irby/P	\$ 500.00			1.4	2.6						1.4			5.4	\$ 2,700.00
Eric D. Hoaglund/P	\$ 500.00										3.0			3.0	\$ 1,500.00
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EXHIBIT 1
IN RE CATHORADE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917
TIME AND LODESTAR SUMMARY
INDIRECT PURCHASER PLAINTIFFS

Firm Name	McCallum, Hoaglund, Cook & Irby, LLP													
Reporting Year	Inception through Present													
Year	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
2007	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	\$ -
2008	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	\$ -
2009	14.5	0.0	7.8	0.0	0.0	0.0	0.0	0.0	40.7	15.3	0.0	0.0	78.3	\$ 26,880.00
2010	4.6	0.0	8.1	17.0	0.0	0.0	0.0	0.0	1.4	8.5	0.0	0.0	39.6	\$ 17,572.50
2011	3.5	0.0	5.1	23.9	0.0	0.0	0.0	0.0	0.0	1.8	4.1	0.0	38.4	\$ 17,005.00
2012	2.0	0.0	5.0	1.5	39.9	15.7	0.0	0.0	0.0	5.0	2.9	0.0	72.0	\$ 31,602.50
2013	28.9	0.0	1.6	0.0	0.0	0.0	115.4	0.0	0.0	14.3	0.0	0.0	160.2	\$ 58,232.50
2014	0.0	0.0	1.4	2.6	0.0	0.0	0.0	0.0	0.0	4.4	0.0	0.0	8.4	\$ 4,200.00
2015	1.3	0.0	0.3	0.0	0.0	0.0	0.0	0.0	0.0	1.9	0.0	0.0	3.5	\$ 1,652.50
	54.8	0.0	29.3	45.0	39.9	15.7	115.4	0.0	42.1	51.2	7.0	0.0	400.4	\$ 157,145.00

STATUS:

(P) Partner
 (OC) Of Counsel
 (A) Associate
 (LC) Law Clerk
 (PL) Paralegal
 (I) Investigator

CATEGORIES:

1 Attorney Meeting/Strategy
 2 Court Appearance
 3 Client Meeting
 4 Draft Discovery Requests or Responses
 5 Deposition Preparation
 6 Attend Deposition - Conduct/Defend
 7 Document Review
 8 Experts - Work or Consult
 9 Research
 10 Motions/Pleadings
 11 Settlement
 12 Trial

EXHIBIT 1
IN RE CATHORADE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917
EXPENSE SUMMARY
INDIRECT PURCHASER PLAINTIFFS

Firm Name	McCallum, Hoaglund, Cook & Irby, LLP
Reporting Year	Inception through Present

TYPE OF EXPENSE		TOTAL
Assessments		\$ 10,000.00
Outside Copies		
In-house Reproduction /Copies		\$ 4,152.50
Court Costs & Filing Fees		
Court Reporters 7 Transcripts		
Computer Research		\$ 463.51
Telephone & Facsimile		
Postage/Express Delivery/Courier		\$ 77.33
Professional Fees (investigator, accountant, etc.)		
Experts		
Witness / Service Fees		
Travel: Airfare		
Travel: Lodging/Meals		\$ 2,782.07
Travel: Other		
Car Rental/Cabfare/Parking		
Other Expenses		
		\$ 17,475.41